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Attorneys for Defendants
ALEX CAINE and the CITY OF SAN PABLO

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CHRISTIAN J. BRACKO,

Plaintiff,

vs.

ALEX CAINE; CITY OF SAN PABLO;
and DOES 1-10, inclusive,

Defendants.

Case No. C08-00239 JL

**DEFENDANTS' REQUEST FOR
JUDICIAL NOTICE IN SUPPORT OF
MOTION TO DISMISS**

Date: July 2, 2008
Time: 9:30 a.m.
Dept.: Courtroom F, 15th Floor
Judge: Hon. James Larson

Defendants ALEX CAINE and THE CITY OF SAN PABLO, by and through their attorneys, hereby request the Court to take judicial notice, pursuant to Federal Rule of Evidence 201, of the following exhibits and facts contained therein in support of Defendants' Motion to Dismiss Plaintiff's causes of action based on California law. The exhibits and facts therein are official public records and thus proper for judicial notice per Federal Rule of Evidence 201. All exhibits are attached hereto to the Declaration of Noah G. Blechman, Esq., filed herewith.

<u>EXHIBIT</u>	<u>DESCRIPTION</u>
A	Plaintiff's Government Tort Claim
B	Letter Denying Plaintiff's Claim
C	Letter Seeking Leave to File a Late Claim
D	Notice of Denial of Leave to File a Late Claim
E	Plaintiff's Complaint for Damages

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F Plaintiff's First Amended Complaint

G Plaintiff's Second Amended Complaint

Dated: May 15, 2008

McNAMARA, DODGE, NEY, BEATTY, SLATTERY,
PFALZER, BORGES & BROTHERS LLP

By: 

James V. Fitzgerald, III

Noah G. Blechman

J. Garret Deal

Attorneys for Defendants

ALEX CAINE and the CITY OF SAN PABLO